

SHB 2006 - S COMM AMD  
By Committee on Local Government

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 82.14.460 and 2015 c 291 s 5 are each amended to  
4 read as follows:

5 (1)(a) A county legislative authority may authorize, fix, and  
6 impose a sales and use tax in accordance with the terms of this  
7 chapter.

8 (b) If a county with a population over eight hundred thousand has  
9 not imposed the tax authorized under this subsection by January 1,  
10 2011, any city with a population over thirty thousand located in that  
11 county may authorize, fix, and impose the sales and use tax in  
12 accordance with the terms of this chapter. The county must provide a  
13 credit against its tax for the full amount of tax imposed under this  
14 subsection (1)(b) by any city located in that county if the county  
15 imposes the tax after January 1, 2011.

16 (2) The tax authorized in this section is in addition to any  
17 other taxes authorized by law and must be collected from those  
18 persons who are taxable by the state under chapters 82.08 and 82.12  
19 RCW upon the occurrence of any taxable event within the county for a  
20 county's tax and within a city for a city's tax. The rate of tax  
21 equals one-tenth of one percent of the selling price in the case of a  
22 sales tax, or value of the article used, in the case of a use tax.

23 (3) Moneys collected under this section must be used solely for  
24 the purpose of providing for the operation or delivery of chemical  
25 dependency or mental health treatment programs and services and for  
26 the operation or delivery of therapeutic court programs and services.  
27 For the purposes of this section, "programs and services" includes,  
28 but is not limited to, treatment services, case management,  
29 transportation, and housing that are a component of a coordinated  
30 chemical dependency or mental health treatment program or service.  
31 Every county that authorizes the tax provided in this section shall,

1 and every other county may, establish and operate a therapeutic court  
2 component for dependency proceedings designed to be effective for the  
3 court's size, location, and resources.

4 ~~((4) All moneys collected under this section must be used solely  
5 for the purpose of providing new or expanded programs and services as  
6 provided in this section, except as follows:~~

7 ~~(a) For a county with a population larger than twenty five  
8 thousand or a city with a population over thirty thousand, which  
9 initially imposed the tax authorized under this section prior to  
10 January 1, 2012, a portion of moneys collected under this section may  
11 be used to supplant existing funding for these purposes as follows:  
12 Up to fifty percent may be used to supplant existing funding in  
13 calendar years 2011-2012; up to forty percent may be used to supplant  
14 existing funding in calendar year 2013; up to thirty percent may be  
15 used to supplant existing funding in calendar year 2014; up to twenty  
16 percent may be used to supplant existing funding in calendar year  
17 2015; and up to ten percent may be used to supplant existing funding  
18 in calendar year 2016;~~

19 ~~(b) For a county with a population larger than twenty five  
20 thousand or a city with a population over thirty thousand, which  
21 initially imposes the tax authorized under this section after  
22 December 31, 2011, a portion of moneys collected under this section  
23 may be used to supplant existing funding for these purposes as  
24 follows: Up to fifty percent may be used to supplant existing funding  
25 for up to the first three calendar years following adoption; and up  
26 to twenty five percent may be used to supplant existing funding for  
27 the fourth and fifth years after adoption;~~

28 ~~(c) For a county with a population of less than twenty five  
29 thousand, a portion of moneys collected under this section may be  
30 used to supplant existing funding for these purposes as follows: Up  
31 to eighty percent may be used to supplant existing funding in  
32 calendar years 2011-2012; up to sixty percent may be used to supplant  
33 existing funding in calendar year 2013; up to forty percent may be  
34 used to supplant existing funding in calendar year 2014; up to twenty  
35 percent may be used to supplant existing funding in calendar year  
36 2015; and up to ten percent may be used to supplant existing funding  
37 in calendar year 2016; and~~

38 ~~(d) Notwithstanding (a) through (c) of this subsection, moneys  
39 collected under this section may be used to support the cost of the  
40 judicial officer and support staff of a therapeutic court.~~

1       ~~(5) Nothing in this section may be interpreted to prohibit the~~  
2 ~~use of moneys collected under this section for the replacement of~~  
3 ~~lapsed federal funding previously provided for the operation or~~  
4 ~~delivery of services and programs as provided in this section.)~~)

5       **Sec. 2.** RCW 84.52.135 and 2004 c 80 s 1 are each amended to read  
6 as follows:

7       (1) A county (~~with a population of ninety thousand or less~~) may  
8 impose additional regular property tax levies in an amount equal to  
9 fifty cents or less per thousand dollars of the assessed value of  
10 property in the county in accordance with the terms of this section.

11       (2) The tax proposition may be submitted at a general or special  
12 election.

13       (3) The tax may be imposed each year for six consecutive years  
14 when specifically authorized by the registered voters voting on the  
15 proposition, subject to the following:

16       (a) If the number of registered voters voting on the proposition  
17 does not exceed forty percent of the total number of voters voting in  
18 the taxing district at the last general election, the number of  
19 persons voting "yes" on the proposition (~~shall~~) must constitute at  
20 least three-fifths of a number equal to forty percent of the total  
21 number of voters voting in the taxing district at the last general  
22 election.

23       (b) If the number of registered voters voting on the proposition  
24 exceeds forty percent of the total number of voters voting in the  
25 taxing district at the last preceding general election, the number of  
26 persons voting "yes" on the proposition (~~shall~~) must be at least  
27 three-fifths of the registered voters voting on the proposition.

28       (4) Ballot propositions (~~shall~~) must conform with RCW  
29 29A.36.210.

30       (5) Any tax imposed under this section (~~shall~~) must be used  
31 exclusively for criminal justice purposes as defined in RCW  
32 82.14.310.

33       (6) The limitations in RCW 84.52.043 do not apply to the tax  
34 authorized in this section.

35       (7) The limitation in RCW 84.55.010 does not apply to the first  
36 tax levy imposed pursuant to this section following the approval of  
37 the levy by the voters pursuant to subsection (3) of this section."

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1        On page 1, line 2 of the title, after "resources;" strike the  
2 remainder of the title and insert "and amending RCW 82.14.460 and  
3 84.52.135."

EFFECT: Removes a section that would have allowed jurisdictions to use revenue generated with a voter-approved levy lid lift to supplant existing funds.

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